

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY U S WEST)
COMMUNICATIONS, INC. FOR APPROVAL OF)
AGREEMENT FOR SERVICE RESALE)
BETWEEN MIDCO COMMUNICATIONS, INC.)
AND U S WEST COMMUNICATIONS, INC.)

ORDER APPROVING
AGREEMENT

TC97-165

On October 15, 1997, U S WEST Communications, Inc. (U S WEST) filed for approval by the South Dakota Public Utilities Commission (Commission) of an agreement for service resale between Midco Communications, Inc. (Midco) and U S WEST.

On October 16, 1997, the Commission electronically transmitted notice of this filing to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until November 6, 1997, to do so. No comments were filed.

At its duly noticed November 18, 1997, meeting, the Commission considered whether to approve the agreement between U S WEST and Midco.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, and the Federal Telecommunications Act of 1996. In accordance with 47 U.S.C. § 252(e)(2), the Commission found that the agreement does not discriminate against a telecommunications carrier that is not a party to the agreement and the agreement is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the agreement.

ORDERED, that the Commission approves the agreement.

Dated at Pierre, South Dakota, this 1st day of December, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: *Helaine Kees*

Date: 12/3/97

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY U S WEST)	ORDER APPROVING
COMMUNICATIONS, INC. FOR APPROVAL OF)	AMENDMENT TO
AGREEMENT FOR SERVICE RESALE)	AGREEMENT
BETWEEN MIDCO COMMUNICATIONS, INC.)	
AND U S WEST COMMUNICATIONS, INC.)	TC97-165

On October 15, 1997, U S WEST Communications, Inc. (U S WEST) filed for approval by the South Dakota Public Utilities Commission (Commission) of an agreement for service resale between Midco Communications, Inc. (Midco) and U S WEST.

On October 16, 1997, the Commission electronically transmitted notice of this filing to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until November 6, 1997, to do so. No comments were filed. At its duly noticed November 18, 1997, meeting, the Commission approved the agreement between U S WEST and Midco (the agreement).

On July 17, 1998, the Commission received a First Amendment to the above-described Agreement. Midco explained the First Amendment and staff recommended its approval.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, and the federal Telecommunications Act of 1996. In accordance with 47 U.S.C. § 252(e)(2), the Commission found that the First Amendment to the agreement does not discriminate against a telecommunications carrier that is not a party to the agreement and the First Amendment to the agreement is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the First Amendment to the agreement. It is therefore

ORDERED, that the Commission approves the First Amendment to the agreement.

Dated at Pierre, South Dakota, this 25th day of August, 1998.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list; by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: *William Kelso*

Date: 8/25/98

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY U S WEST)	ORDER APPROVING TARIFF
COMMUNICATIONS, INC. FOR REVISIONS TO)	REVISIONS
ITS EXCHANGE AND NETWORK SERVICES)	
TARIFF)	TC97-166

On October 13, 1997, the South Dakota Public Utilities Commission (Commission) received a filing from U S WEST Communications, Inc. (U S WEST) for revisions to its Exchange and Network Services Tariff. The revision adds \$.90 for the Touchtone roll-in to the SmartPAL line and complies with the decision by the Public Utilities Commission to add \$.90 to all business lines. While this increase was applied to Basic Public Access Line Service on the effective date, it was not applied to Smart Public Access Line due to the fact that the Commission had not issued an approved order on the Smart PAL rate structure. The following page from U S WEST's Exchange and Network Services Tariff was filed:

<u>Section</u>	<u>Page</u>	<u>Release</u>
5	95.1	3

The filing requested a proposed effective date of October 14, 1997.

At its duly noticed meeting of October 28, 1997, the Commission considered approval of the application. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31. The Commission unanimously decided to approve the revisions. It is therefore

ORDERED, that the above-described revisions to U S WEST's Exchange and Network Services Tariff shall be approved.

Dated at Pierre, South Dakota, this 3rd day of November, 1997.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u><i>Debbie Kees</i></u>
Date: <u>11/5/97</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner